

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ISIDORE CORWIN AND BONNIE
CORWIN,

Plaintiffs,

V.

B'NAI B'RITH SENIOR CITIZEN
HOUSING, INC., SOUTHEASTERN
PROPERTY MANAGEMENT, INC.,
AND LYNNE ROTAN, an agent,
servant or employee of B'Nai B'Rith
Senior Citizen Housing, Inc.,

Defendants.

C.A. No.: 1:07-cv-00152-***

JURY TRIAL DEMANDED

DEFENDANTS' MOTION TO DISMISS PLAINTIFFS'
COMPLAINT PURSUANT TO FED. R. CIV. P. 12(b)(6)

Defendants, by and through their counsel, Marshall, Dennehey, Warner, Coleman & Goggin, hereby move to dismiss Plaintiffs' Complaint pursuant to Fed. R. Civ. P. 12(b)(6) for failure to state a claim upon which relief can be granted.

In support of their Motion, Defendants rely upon the Opening Brief in Support of Defendants' Motion to Dismiss Plaintiffs' Complaint pursuant to Fed. R. Civ. P. 12(b)(6), filed simultaneously herewith.

**MARSHALL, DENNEHEY, WARNER,
COLEMAN & GOGGIN**

/s/ Daniel A. Griffith, Esquire DE ID 4209
DANIEL A. GRIFFITH, ESQUIRE
Delaware Bar I.D. No. 4209
1220 N. Market Street
P.O. Box 8888
Wilmington, DE 19899-8888
(302) 552-4317
Attorney for Defendants

Dated: April 25, 2007